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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

LUMILEDS LIGHTING U.S., LLC,  
Plaintiff,  
vs.  
EPISTAR CORP., and UNITED  
EPITAXY CO., LTD.,  
Defendants.

Case No. C 05-04521 (MEJ)

**DECLINATION TO PROCEED BEFORE A  
MAGISTRATE JUDGE  
AND  
REQUEST FOR REASSIGNMENT TO A  
UNITED STATES DISTRICT JUDGE**

REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

The undersigned party hereby declines to consent to the assignment of this case to a United States Magistrate Judge for trial and disposition and hereby requests the reassignment of this case to a United States District Judge.<sup>1</sup>

<sup>1</sup> Lumileds is filing concurrently with this Declination a Motion to Consider Whether Cases Should be Related requesting the case be assigned to Judge Claudia Wilken.

1 Dated: December 12, 2005

Respectfully submitted,

2 MORGAN, LEWIS & BOCKIUS LLP

3  
4 By: /s/ Andrew J. Wu

5 Andrew J. Wu

6 Attorneys for Plaintiff  
7 Lumileds Lighting U.S., LLC